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Amendments to the Instrument for the Establishment of the Restructured Global Environment Facility

Draft resolution submitted by the Committee of the Whole

The United Nations Environment Assembly,

Recalling its decision SS.IV/1 of 18 June 1994 on the adoption of the Instrument for the Establishment of the Restructured Global Environment Facility (hereinafter "the Instrument"),

Also recalling the approval in May 2014 by the Fifth Assembly of the Global Environment Facility of a number of amendments to the Instrument relating to the Facility being available to operate as one of the financial mechanisms of the Minamata Convention on Mercury, to replace the "ozone layer depletion" and "persistent organic pollutants" focal areas with a "chemicals and waste" focal area, to update the eligibility criteria for accessing Facility funding and to reflect the change of the name from GEF Evaluation Office to GEF Independent Evaluation Office,

Having taken note of the report of the Executive Director,[1]

1. *Decides* to adopt the following amendments to the Instrument, pursuant to the decision of the Global Environment Facility Assembly in May 2014 (agenda item 5):

(a) The amendment to paragraph 6 of the Instrument by which the Global Environment Facility shall serve as one of the financial mechanisms of the Minamata Convention on Mercury;

(b) The amendment to bullets (a), (b), (c) and (d) of paragraph 6 of the Instrument in order to clarify the responsibilities of the Global Environment Facility under the conventions it serves in an orderly fashion;

(c) The amendment to paragraph 2 of the Instrument inviting the Global Environment Facility to revise its focal area structure and strategy to address the chemicals and waste agenda and replacing the "ozone layer depletion" and "persistent organic pollutants" focal areas with the "chemicals and waste" focal area;

(d) The amendment to paragraph 9 of the Instrument, by which the eligibility criteria for access to Global Environment Facility funding is updated to accommodate updates to eligibility criteria in the World Bank on financing and in the United Nations Development Programme on technical assistance;

(e) The amendment to paragraph 11 of the Instrument, by which the Global Environment Facility shall have an assembly, a council and a secretariat, including an independent evaluation office;

[1] UNEP/EA.1/9.

(f) The amendments to paragraph 21 of the Instrument, by which the functions of the independent evaluation office are further clarified;

2. *Requests* the Executive Director to consider ways of enhancing the capacity of the United Nations Environment Programme, as the principal United Nations body in the field of the environment, to strengthen its role as Implementing Agency of the Global Environment Facility;

3. *Also requests* the Executive Director to transmit the present decision to the Chief Executive Officer and Chairperson of the Global Environment Facility.